



General Assembly

February Session, 2014

**Governor's Bill No. 27**

LCO No. 593



Referred to Committee on ENVIRONMENT

Introduced by:

SEN. WILLIAMS, 29<sup>th</sup> Dist.

SEN. LOONEY, 11<sup>th</sup> Dist.

REP. SHARKEY, 88<sup>th</sup> Dist.

REP. ARESIMOWICZ, 30<sup>th</sup> Dist.

***AN ACT CONCERNING CONNECTICUT'S RECYCLING AND  
MATERIALS MANAGEMENT STRATEGY.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1      Section 1. (NEW) (*Effective from passage*) (a) There is established the  
2      Materials Innovation and Recycling Authority. The Materials  
3      Innovation and Recycling Authority shall constitute a successor  
4      authority to the Connecticut Resources Recovery Authority in  
5      accordance with the provisions of sections 4-38d, 4-38e and 4-39 of the  
6      general statutes.
- 7      (b) Wherever the words "Connecticut Resources Recovery  
8      Authority" are used or referred to in the public acts of 2014 or in the  
9      following sections of the general statutes, the words "Materials  
10     Innovation and Recycling Authority" shall be substituted in lieu  
11     thereof: 1-79, 1-120, 1-124, 1-125, 3-24d, 3-24f, 7-329a, 12-412, 12-459, 16-

12 1, 16-245, 16-245b, 22a-208a, 22a-208v, 22a-209h, 22a-219b, 22a-220, 22a-  
13 241, 22a-260, 22a-261, 22a-263a, 22a-263b, 22a-268a, 22a-268b, 22a-270a,  
14 22a-272a, 22a-282, 22a-283, 22a-284, 32-1e and 32-658.

15 (c) The Legislative Commissioners' Office shall, in codifying the  
16 provisions of this section, make such conforming, technical,  
17 grammatical and punctuation changes as are necessary to carry out the  
18 purposes of this section.

19 Sec. 2. Section 22a-241a of the general statutes is repealed and the  
20 following is substituted in lieu thereof (*Effective from passage*):

21 On or before ~~[June 1, 1988]~~ July 1, 2016, the Commissioner of Energy  
22 and Environmental Protection shall revise the state-wide solid waste  
23 management plan adopted pursuant to section 22a-228 to include a  
24 strategy to recycle and reuse not less than ~~[twenty-five]~~ sixty per cent  
25 of the solid waste generated in the state after ~~[January 1, 1991]~~ January  
26 1, 2024. Such strategy shall include, but not be limited to, modernizing  
27 the state's solid waste management infrastructure, promotion of  
28 organic materials management, the recycling of construction and  
29 demolition debris, the development of intermediate processing centers,  
30 recommendations for assigning municipalities to regional recycling  
31 programs, options for local compliance of municipalities with  
32 recycling requirements and the composting of solid waste. The  
33 commissioner shall consult with municipalities in developing any  
34 revision to the state-wide solid waste management plan and with the  
35 Connecticut Agricultural Experiment Station on issues related to  
36 composting.

37 Sec. 3. (NEW) (*Effective from passage*) On or before January 1, 2015,  
38 the Commissioner of Energy and Environmental Protection, in  
39 consultation with the Materials Innovation and Recycling Authority,  
40 shall issue a request for proposals from providers of solid waste  
41 materials management services, including, but not limited to,  
42 recycling, reuse, energy recovery, fuel recovery, organic materials

43 processing, construction and demolition debris recycling, and bulky  
44 waste recycling, for the purpose of redeveloping the Mid-Connecticut  
45 Project. From such proposals, the commissioner may select not more  
46 than three respondents who may each conduct a feasibility study with  
47 the cooperation of the Materials Innovation and Recycling Authority.  
48 Any such feasibility study shall be complete not later than January 1,  
49 2016, and such respondent shall submit a final proposal to the  
50 Commissioner of Energy and Environmental Protection not later than  
51 July 1, 2016. On or before December 31, 2016, the Commissioner of  
52 Energy and Environmental Protection shall select one such final  
53 proposal and direct the Materials Innovation and Recycling Authority  
54 to enter into an agreement with the applicable respondent for the  
55 redevelopment of the Mid-Connecticut Project. In selecting such final  
56 proposal, the Commissioner of Energy and Environmental Protection  
57 shall consider the following factors: (1) Whether the proposal is  
58 consistent with the strategies developed pursuant to section 22a-241a  
59 of the general statutes, as amended by this act, (2) whether the  
60 proposal is consistent with the goals of the state-wide solid waste  
61 management plan adopted in accordance with section 22a-228 of the  
62 general statutes, (3) whether the proposal is in the best interest of the  
63 municipalities under contract with the Materials Innovation and  
64 Recycling Authority, (4) the level of investment proposed by the  
65 respondent, (5) any potential positive impacts on the state's economic  
66 development, and (6) any other factor that the Commissioner of  
67 Energy and Environmental Protection deems relevant to the  
68 redevelopment of the Mid-Connecticut Project.

69 Sec. 4. (NEW) (*Effective from passage*) (a) There is established the  
70 Recycle CT Foundation, Inc., a nonstock, nonprofit corporation,  
71 organized under the laws of the state of Connecticut as a state  
72 chartered foundation. The Recycle CT Foundation, Inc. shall: (1) Target  
73 and promote the coordination and support of research and education  
74 activities and public information programs aimed at increasing the rate  
75 of recycling and reuse in the state, in accordance with the state-wide

76 solid waste management plan adopted pursuant to section 22a-228 of  
77 the general statutes; and (2) receive, disburse and administer gifts,  
78 grants, endowments or other funds from any source that supports  
79 research and education activities consistent with the purposes of  
80 chapter 446d of the general statutes.

81 (b) There is established a Recycling CT Foundation Council that  
82 shall consist of the following members: (1) The Commissioners of  
83 Energy and Environmental Protection and Economic and Community  
84 Development, or said commissioners' designees, (2) five appointed by  
85 the Governor, (3) one appointed by the president pro tempore of the  
86 Senate, (4) one appointed by the speaker of the House of  
87 Representatives, (5) one appointed by the minority leader of the House  
88 of Representatives, and (6) one appointed by the minority leader of the  
89 Senate. The chairperson of the council shall be appointed by the  
90 Governor and shall serve a term coterminous with that of the  
91 Governor. All other members of the council shall serve a term of two  
92 years. No member shall serve for more than three terms. Members of  
93 the council shall not receive compensation for service on such council.  
94 Any vacancy shall be filled by the appointing authority.

95 (c) The council shall undertake all requisite efforts to obtain  
96 nonprofit, tax exempt status under Section 501(c)(3) of the Internal  
97 Revenue Code of 1986, or any subsequent corresponding internal  
98 revenue code of the United States, as amended from time to time. The  
99 council shall solicit and accept funds, on behalf of the Recycling CT  
100 Foundation, to be used for the purpose of making grants to programs  
101 that are intended to increase the rate of recycling and reuse of solid  
102 waste materials in the state. The council shall establish criteria and  
103 procedures for the award of such grants, provided recipients of such  
104 grants may include: Non-profit organizations, civic and community  
105 groups, schools, public agencies, municipalities, regional entities that  
106 represent municipalities or organizations in the private sector. Any  
107 person seeking the award of such grant shall file an application with  
108 the council on a form as prescribed by the council.

109       Sec. 5. Section 22a-262 of the general statutes is repealed and the  
110       following is substituted in lieu thereof (*Effective from passage*):

111       (a) The purposes of the authority shall be:

112       (1) The planning, design, construction, financing, management,  
113       ownership, operation and maintenance of solid waste disposal, volume  
114       reduction, recycling, intermediate processing and resources recovery  
115       facilities and all related solid waste reception, storage, transportation  
116       and waste-handling and general support facilities considered by the  
117       authority to be necessary, desirable, convenient or appropriate in  
118       carrying out the provisions of the state solid waste management plan  
119       and in establishing, managing and operating solid waste disposal and  
120       resources recovery systems and their component waste-processing  
121       facilities and equipment;

122       (2) The provision of solid waste management services to  
123       municipalities, regions and persons within the state by receiving solid  
124       wastes at authority facilities, pursuant to contracts between the  
125       authority and such municipalities, regions and persons; the recovery of  
126       resources and resource values from such solid wastes; and the  
127       production from such services and resources recovery operations of  
128       revenues sufficient to provide for the support of the authority and its  
129       operations on a self-sustaining basis, with due allowance for the  
130       redistribution of any surplus revenues to reduce the costs of authority  
131       services to the users thereof provided such surplus revenues shall  
132       include any net revenue from activities undertaken pursuant to  
133       subdivisions (18) and (19) of subsection (a) of section 22a-266 and  
134       subdivision (8) of section 22a-267;

135       (3) The utilization, through contractual arrangements, of private  
136       industry for implementation of some or all of the requirements of the  
137       state solid waste management plan and for such other activities as may  
138       be considered necessary, desirable or convenient by the authority;

139       (4) Assistance with and coordination of efforts directed toward

140 source separation for recycling purposes; and

141 (5) [Assistance in the development of industries, technologies and  
142 commercial enterprises within the state of Connecticut based upon  
143 resources recovery, recycling, reuse and treatment or processing of  
144 solid waste.] In consultation with the Commissioner of Energy and  
145 Environmental Protection and consistent with the state-wide solid  
146 waste management plan adopted pursuant to section 22a-228, the  
147 development of new industries, technologies and commercial  
148 enterprises on property owned by the authority based upon resource  
149 recovery, recycling, reuse and treatment or processing of solid waste.

150 (b) These purposes shall be considered to be operating  
151 responsibilities of the authority, in accordance with the state solid  
152 waste management plan, and are to be considered in all respects public  
153 purposes. [It is the intention of this chapter that the authority shall be  
154 granted all powers necessary to fulfill these purposes and to carry out  
155 its assigned responsibilities and that the provisions of this chapter,  
156 itself, are to be construed liberally in furtherance of this intention.]

157 (c) These purposes shall not include activities related to state-wide  
158 recycling education and promotion or the establishment of state-wide  
159 solid waste management or policy.

160 Sec. 6. Section 22a-264 of the general statutes is repealed and the  
161 following is substituted in lieu thereof (*Effective from passage*):

162 The activities of the authority in providing or contracting to provide  
163 solid waste management services [to the state, regions, municipalities  
164 and persons, in implementing the state resources recovery system and  
165 in planning, designing, financing, constructing, managing or operating  
166 solid waste facilities, including their location, size and capabilities,]  
167 shall be in conformity with applicable statutes and regulations and  
168 with the state solid waste management plan as [promulgated] adopted  
169 by the Commissioner of Energy and Environmental Protection. [The  
170 authority shall have power to assist in the preparation, revision,

171 extension or amendment of the state solid waste management plan,  
172 and the Department of Energy and Environmental Protection is hereby  
173 authorized to utilize, by contract or other agreement, the capabilities of  
174 the authority for the carrying out of such planning functions. The  
175 authority shall have power to revise and update, as may be necessary  
176 to carry out the purposes of this chapter, that portion of the state solid  
177 waste management plan defined as the "solid waste management  
178 system". To effect such revision and updating, the] The authority shall  
179 prepare an annual plan of operations which shall be reviewed by the  
180 Commissioner of Energy and Environmental Protection for consistency  
181 with the state solid waste management plan. Upon approval by the  
182 Commissioner of Energy and Environmental Protection and by a [two-  
183 thirds] vote of the authority's full board of directors, the annual plan of  
184 operations shall be [promulgated] adopted. Any activities of the  
185 authority carried out to assist in the development of industry and  
186 commerce based upon the availability of recovered resources for  
187 recycling and reuse shall be coordinated to the extent practicable with  
188 plans and activities of Connecticut Innovations, Incorporated, with  
189 due consideration given to the secondary materials industries  
190 operating within the state of Connecticut.

191 Sec. 7. Section 22a-265 of the general statutes is repealed and the  
192 following is substituted in lieu thereof (*Effective January 1, 2015*):

193 The authority shall have power to:

194 (1) Employ a staff of not to exceed [seventy] forty-five personnel,  
195 exclusive of the directors, and to fix their duties, qualifications and  
196 compensation; [provided before employing more than forty-five  
197 persons the board of directors shall, by a two-thirds vote of all the  
198 members, establish the maximum number of employees which may be  
199 employed;]

200 (2) Establish offices where necessary in the state of Connecticut;

201 (3) Make and enter into any contract or agreement necessary or

202 incidental to the performance of its duties and execution of its powers;

203 (4) Sue and be sued;

204 (5) Have a seal and alter it at pleasure;

205 (6) Make and alter bylaws and rules and regulations with respect to  
206 the exercise of its own powers;

207 (7) Conduct such hearings, examinations and investigations as may  
208 be necessary and appropriate to the conduct of its operations and the  
209 fulfillment of its responsibilities;

210 (8) Obtain access to public records and apply for the process of  
211 subpoena if necessary to produce books, papers, records and other  
212 data;

213 (9) Charge reasonable fees for the services it performs and waive,  
214 suspend, reduce or otherwise modify such fees, provided such user  
215 fees shall apply uniformly within each municipality to all users who  
216 are provided with waste management services with respect to a given  
217 type or category of wastes, in accordance with criteria established by  
218 the authority, and provided further no change may be made in user  
219 fees without at least sixty days prior notice to the users affected  
220 thereby;

221 (10) Purchase, lease or rent such real and personal property as it  
222 may deem necessary, convenient or desirable;

223 [(11) Appoint such state and local advisory councils as it may from  
224 time to time deem advisable, including but not limited to state and  
225 local councils on the continuation and utilization of source-separation  
226 and recycling efforts to benefit the people of the state;]

227 [(12)] (11) Otherwise, do all things necessary for the performance of  
228 its duties, the fulfillment of its obligations, the conduct of its  
229 operations, the maintenance of its working relationships with



230 municipalities, regions and persons, and the conduct of a  
231 comprehensive program for reuse, recycling, solid waste disposal and  
232 resources recovery, and for solid waste management services, in  
233 accordance with the provisions of the state solid waste management  
234 plan, applicable statutes and regulations and the requirements of this  
235 chapter;

236 [(13)] (12) Receive and accept, from any source, aid or contributions,  
237 including money, property, labor and other things of value;

238 [(14)] (13) [To invest] Invest any funds not needed for immediate  
239 use or disbursement in obligations issued or guaranteed by the United  
240 States of America or the state of Connecticut and in obligations that are  
241 legal investments for savings banks in this state; and

242 [(15)] (14) [To adopt] Adopt regular procedures for exercising its  
243 power under this chapter not in conflict with other provisions of the  
244 general statutes.

245 Sec. 8. Section 22a-265a of the general statutes is repealed and the  
246 following is substituted in lieu thereof (*Effective from passage*):

247 [If, during any fiscal year the number of employees authorized by  
248 the board pursuant to subdivision (1) of section 22a-265 exceeds forty-  
249 five, expenditures by the authority for outside consultants during such  
250 fiscal year shall be reduced below expenditures for outside consultants  
251 for the previous fiscal year by an amount equal to expenditures for  
252 such additional employees in excess of forty-five unless during such  
253 fiscal year municipalities contract with the authority for the  
254 development or operation of additional recycling, intermediate  
255 processing or resources recovery processing facilities.] Any  
256 expenditure of fifty thousand dollars or more by the authority for an  
257 outside consultant shall require a two-thirds vote of approval by the  
258 board of directors.

259 Sec. 9. Section 4a-57 of the 2014 supplement to the general statutes is

260 amended by adding subsection (g) as follows (*Effective from passage*):

261 (NEW) (g) (1) The commissioner, in consultation with the  
262 Commissioner of Energy and Environmental Protection and with the  
263 approval of the Secretary of the Office of Policy and Management, may  
264 solicit proposals, on behalf of any state agency or municipality, for  
265 electric generation services from suppliers of Class II renewable energy  
266 sources, as defined in section 16-1, that originate from facilities  
267 constructed on or before January 1, 2013, and that are permitted  
268 pursuant to section 22a-208a. Selection criteria for such services may  
269 include, but are not limited to: (A) The delivered price of such service,  
270 and (B) the supplier's practices in furtherance of the state's diversion,  
271 recycling and reuse goals consistent with section 22a-241a of the  
272 general statutes, as amended by this act, and the state-wide solid waste  
273 management plan. Any agreement for such electric generation service  
274 shall be for a period of not more than twenty years at a price not  
275 higher than the average price paid by the state for generation service  
276 over the preceding three-year period.

277 (2) The commissioner, in consultation with the Commissioner of  
278 Energy and Environmental Protection and with the approval of the  
279 Secretary of the Office of Policy and Management, may solicit  
280 proposals, on behalf of any state agency or municipality for the  
281 processing of designated recyclable items, other recyclable solid waste  
282 and for the management of solid waste through composting and  
283 energy recovery, consistent with any federal or state law describing the  
284 order of priority for managing such solid waste. The commissioner  
285 may, in consultation with any such municipality, structure any  
286 agreement for the provision of such processing or management to  
287 allow any municipality to join as a party on a voluntary basis. The  
288 Commissioner of Energy and Environmental Protection may make  
289 grants to municipalities that join such agreements and commit to  
290 achieving the state's diversion, recycling and reuse goals in accordance  
291 with section 22a-241a, as amended by this act, of the general statutes  
292 and the state-wide solid waste management plan.

293 Sec. 10. Section 16a-14e of the general statutes is repealed and the  
294 following is substituted in lieu thereof (*Effective from passage*):

295 The Department of Energy and Environmental Protection shall  
296 operate a purchasing pool for the purchase of electricity for state  
297 operations and the operations of any municipality in the state. Said  
298 department shall provide the opportunity to participate in such  
299 purchasing pool to each household that includes an individual who  
300 receives means-tested assistance administered by the state or federal  
301 government. Any such household shall receive through such  
302 purchasing pool the same benefits and rate discounts available for  
303 state facilities. The Department of Energy and Environmental  
304 Protection shall use federal and state energy assistance funds to  
305 leverage the lowest practicable electric rates for households  
306 participating in such pool, provided such funds shall not be used for  
307 administrative purposes. The commissioner may make grants  
308 available to municipalities that join such pool and commit to achieving  
309 the state diversion, recycling and reuse goals in accordance with  
310 section 22a-241a of the general statutes, as amended by this act, and  
311 the state-wide solid waste management plan. The provisions of section  
312 16-245 shall not apply to the Department of Energy and Environmental  
313 Protection for purposes of this section.

314 Sec. 11. Section 1-2b of the 2014 supplement to the general statutes is  
315 repealed and the following is substituted in lieu thereof (*Effective from*  
316 *passage*):

317 (a) For purposes of sections 1-100oo, 1-206, 2-71r, 4-176, 4-180, 4-183,  
318 4a-52a, 4a-60q, 4a-63, 4a-100, 4e-34, 4e-35, 7-65, 7-148w, 7-247a, 7-473c,  
319 7-478e, 8-3b, 8-3i, 8-7d, 8-26b, 8-169r, 8-293, 9-388, 9-608, 9-623, 10a-22c,  
320 10a-22i, 10a-34a, 10a-109n, 12-35, 12-157, 12-242ii, 12-242jj, 13a-80, 13a-  
321 123, 15-11a, 16-41, 16-50c, 16-50d, 17a-103b, 19a-87, 19a-87c, 19a-209c,  
322 19a-332e, 19a-343a, 19a-486a, 19a-486c, 19a-486d, 19a-497, 19a-507b, 20-  
323 205a, 20-325a, 21-63, 21-80, 22-7, 22a-6b, 22a-6u, 22a-30, 22a-42d, 22a-  
324 42f, 22a-66d, 22a-137, 22a-178, 22a-225, 22a-228, 22a-250, [22a-285b,]

22a-354p, 22a-354s, 22a-354t, 22a-361, 22a-371, 22a-401, 22a-403, 22a-433, 22a-436, 22a-449f, 22a-449l, 22a-449n, 22a-504, 22a-626, 23-46, 23-65j, 23-65l, 23-65p, 25-32, 25-32e, 25-331, 25-34, 25-204, 25-234, 29-108d, 31-57c, 31-57d, 31-355, 32-613, 33-663, 33-929, 33-1053, 33-1219, 34-521, 35-42, 36a-50, 36a-51, 36a-52, 36a-53, 36a-82, 36a-184, 36a-493, 36b-62, 36b-72, 38-323a, 38a-344, 38a-676, 38a-724, 38a-788, 42-158j, 42-161, 42-181, 42-182, 42-186, 42-271, 45a-716, 46b-115w, 46b-128, 47-42d, 47-74f, 47-88b, 47-236, 47-284, 47a-11b, 47a-11d, 47a-13a, 47a-14h, 47a-56b, 49-2, 49-4a, 49-8, 49-8a, 49-10b, 49-31b, 49-51, 49-70, 51-90e, 52-57, 52-59b, 52-63, 52-64, 52-195c, 52-350e, 52-351b, 52-361a, 52-362, 52-565a, 52-605, 52-606, 53-401, 53a-128, 53a-128d, 53a-207 and 54-82c and chapter 965, any reference to certified mail, return receipt requested, shall include mail, electronic, and digital methods of receiving the return receipt, including all methods of receiving the return receipt identified by the Mailing Standards of the United States Postal Service in Chapter 500 of the Domestic Mail Manual or any subsequent corresponding document of the United States Postal Service.

(b) The Legislative Commissioners' Office shall, in codifying the provisions of this section, make such technical, grammatical and punctuation changes and statutory placements and classifications, including, but not listed in subsection (a) of this section as are necessary to carry out the purposes of this section.

Sec. 12. Section 16-50j of the 2014 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There is established a "Connecticut Siting Council", hereinafter referred to as the "council", which shall be within the Department of Energy and Environmental Protection for administrative purposes only.

(b) Except for proceedings under chapter 445, this subsection and subsection (c) of this section, the council shall consist of: (1) The

356 Commissioner of Energy and Environmental Protection, or his  
357 designee; (2) the chairperson of the Public Utilities Regulatory  
358 Authority, or the chairperson's designee; (3) one designee of the  
359 speaker of the House and one designee of the president pro tempore of  
360 the Senate; and (4) five members of the public, to be appointed by the  
361 Governor, at least two of whom shall be experienced in the field of  
362 ecology, and not more than one of whom shall have affiliation, past or  
363 present, with any utility or governmental utility regulatory agency, or  
364 with any person owning, operating, controlling, or presently  
365 contracting with respect to a facility, a hazardous waste facility, as  
366 defined in section 22a-115, or an ash residue disposal area.

367 (c) For proceedings under chapter 445, subsection (b) of this section  
368 and this subsection, the council shall consist of (1) the Commissioners  
369 of Public Health and Emergency Services and Public Protection or their  
370 designated representatives; (2) the designees of the speaker of the  
371 House of Representatives and the president pro tempore of the Senate  
372 as provided in subsection (b) of this section; (3) the five members of the  
373 public as provided in subsection (b) of this section; and (4) four ad hoc  
374 members, three of whom shall be electors from the municipality in  
375 which the proposed facility is to be located and one of whom shall be  
376 an elector from a neighboring municipality likely to be most affected  
377 by the proposed facility. The municipality most affected by the  
378 proposed facility shall be determined by the permanent members of  
379 the council. If any one of the five members of the public or of the  
380 designees of the speaker of the House of Representatives or the  
381 president pro tempore of the Senate resides (A) in the municipality in  
382 which a hazardous waste facility is proposed to be located for a  
383 proceeding concerning a hazardous waste facility or in which a low-  
384 level radioactive waste facility is proposed to be located for a  
385 proceeding concerning a low-level radioactive waste facility, or (B) in  
386 the neighboring municipality likely to be most affected by the  
387 proposed facility, the appointing authority shall appoint a substitute  
388 member for the proceedings on such proposal. If any appointee is

389 unable to perform his duties on the council due to illness, or has a  
390 substantial financial or employment interest which is in conflict with  
391 the proper discharge of his duties under this chapter, the appointing  
392 authority shall appoint a substitute member for proceedings on such  
393 proposal. An appointee shall report any substantial financial or  
394 employment interest which might conflict with the proper discharge of  
395 his duties under this chapter to the appointing authority who shall  
396 determine if such conflict exists. If any state agency is the applicant, an  
397 appointee shall not be deemed to have a substantial employment  
398 conflict of interest because of employment with the state unless such  
399 appointee is directly employed by the state agency making the  
400 application. Ad hoc members shall be appointed by the chief elected  
401 official of the municipality they represent and shall continue their  
402 membership until the council issues a letter of completion of the  
403 development and management plan to the applicant.

404 [(d) For proceedings under sections 22a-285d to 22a-285h, inclusive,  
405 the council shall consist of (1) the Commissioners of Public Health and  
406 Emergency Services and Public Protection or their designated  
407 representatives; (2) the designees of the speaker of the House of  
408 Representatives and the president pro tempore of the Senate as  
409 provided in subsection (b) of this section, and (3) five members of the  
410 public as provided in subsection (b) of this section. If any one of the  
411 five members of the public or of the designees of the speaker of the  
412 House of Representatives or the president pro tempore of the Senate  
413 resides in the municipality in which an ash residue disposal area is  
414 proposed to be located the appointing authority shall appoint a  
415 substitute member for the proceedings on such proposal. If any  
416 appointee is unable to perform his duties on the council due to illness,  
417 or has a substantial financial or employment interest which is in  
418 conflict with the proper discharge of his duties under sections 22a-  
419 285d to 22a-285h, inclusive, the appointing authority shall appoint a  
420 substitute member for proceedings on such proposal. An appointee  
421 shall report any substantial financial or employment interest which

422 might conflict with the proper discharge of his duties under said  
423 sections to the appointing authority who shall determine if such  
424 conflict exists. If any state agency is the applicant, an appointee shall  
425 not be deemed to have a substantial employment conflict of interest  
426 because of employment with the state unless such appointee is directly  
427 employed by the state agency making the application.]

428     ~~[(e)]~~ (d) The chairman of the council shall be appointed by the  
429 Governor from among the five public members appointed by him,  
430 with the advice and consent of the House or Senate, and shall serve as  
431 chairman at the pleasure of the Governor.

432     ~~[(f)]~~ (e) The public members of the council, including the chairman,  
433 the members appointed by the speaker of the House and president pro  
434 tempore of the Senate and the four ad hoc members specified in  
435 subsection (c) of this section, shall be compensated for their attendance  
436 at public hearings, executive sessions, or other council business as may  
437 require their attendance at the rate of two hundred dollars, provided in  
438 no case shall the daily compensation exceed two hundred dollars.

439     ~~[(g)]~~ (f) The council shall, in addition to its other duties prescribed in  
440 this chapter, adopt, amend, or rescind suitable regulations to carry out  
441 the provisions of this chapter and the policies and practices of the  
442 council in connection therewith, and appoint and prescribe the duties  
443 of such staff as may be necessary to carry out the provisions of this  
444 chapter. The chairman of the council, with the consent of five or more  
445 other members of the council, may appoint an executive director, who  
446 shall be the chief administrative officer of the Connecticut Siting  
447 Council. The executive director shall be exempt from classified service.

448     ~~[(h)]~~ (g) Prior to commencing any hearing pursuant to section 16-  
449 50m, the council shall consult with and solicit written comments from  
450 (1) the Department of Energy and Environmental Protection, the  
451 Department of Public Health, the Council on Environmental Quality,  
452 the Department of Agriculture, the Public Utilities Regulatory

453 Authority, the Office of Policy and Management, the Department of  
454 Economic and Community Development and the Department of  
455 Transportation, and (2) in a hearing pursuant to section 16-50m, for a  
456 facility described in subdivision (3) of subsection (a) of section 16-50i,  
457 the Department of Emergency Services and Public Protection, the  
458 Department of Consumer Protection, the Department of  
459 Administrative Services and the Labor Department. In addition, the  
460 Department of Energy and Environmental Protection shall have the  
461 continuing responsibility to investigate and report to the council on all  
462 applications which prior to October 1, 1973, were within the  
463 jurisdiction of the Department of Environmental Protection with  
464 respect to the granting of a permit. Copies of such comments shall be  
465 made available to all parties prior to the commencement of the  
466 hearing. Subsequent to the commencement of the hearing, said  
467 departments and council may file additional written comments with  
468 the council within such period of time as the council designates. All  
469 such written comments shall be made part of the record provided by  
470 section 16-50o. Said departments and council shall not enter any  
471 contract or agreement with any party to the proceedings or hearings  
472 described in this section or section 16-50p that requires said  
473 departments or council to withhold or retract comments, refrain from  
474 participating in or withdraw from said proceedings or hearings.

475 Sec. 13. Section 22a-208b of the general statutes is repealed and the  
476 following is substituted in lieu thereof (*Effective from passage*):

477 (a) The Commissioner of Energy and Environmental Protection may  
478 issue a permit to construct a facility for the land disposal of solid waste  
479 pursuant to section 22a-208a, provided [(1)] the applicant submits to  
480 the commissioner a copy of a valid certificate of zoning approval,  
481 special permit, special exception or variance, or other documentation,  
482 establishing that the facility complies with the zoning requirements  
483 adopted by the municipality in which such facility is located pursuant  
484 to chapter 124 or any special act, [, or (2) the council has approved a  
485 negotiated agreement or issued an arbitration award in accordance



486 with section 22a-285g.]

487 (b) Nothing in this chapter or chapter 446e shall be construed to  
488 limit the right of a municipality to regulate, through zoning, land  
489 usage for an existing or new solid waste facility. No municipal  
490 regulation adopted pursuant to section 8-2 shall have the effect of  
491 prohibiting the construction, alteration or operation of solid waste  
492 facilities within the limits of a municipality.

493 Sec. 14. Section 51-344a of the 2014 supplement to the general  
494 statutes is repealed and the following is substituted in lieu thereof  
495 (*Effective from passage*):

496 (a) Whenever the term "judicial district of Hartford-New Britain" or  
497 "judicial district of Hartford-New Britain at Hartford" is used or  
498 referred to in the following sections of the general statutes, it shall be  
499 deemed to mean or refer to the judicial district of Hartford on and after  
500 September 1, 1998: Sections 1-205, 1-206, 2-48, 3-21a, 3-62d, 3-70a, 3-  
501 71a, 4-61, 4-160, 4-164, 4-177b, 4-180, 4-183, 4-197, 5-202, 5-276a, 8-30g,  
502 9-7a, 9-7b, 9-369b, 10-153e, 12-208, 12-237, 12-268l, 12-312, 12-330m, 12-  
503 405k, 12-422, 12-448, 12-454, 12-456, 12-463, 12-489, 12-522, 12-554, 12-  
504 565, 12-572, 12-586f, 12-597, 12-730, 13b-34, 13b-235, 13b-315, 13b-375,  
505 14-57, 14-66, 14-67u, 14-110, 14-195, 14-311, 14-311c, 14-324, 14-331, 15-  
506 125, 15-126, 16-41, 16a-5, 17b-60, 17b-100, 17b-238, 17b-531, 19a-85, 19a-  
507 86, 19a-123d, 19a-425, 19a-498, 19a-517, 19a-526, 19a-633, 20-12f, 20-13e,  
508 20-29, 20-40, 20-45, 20-59, 20-73a, 20-86f, 20-99, 20-114, 20-133, 20-154,  
509 20-156, 20-162p, 20-192, 20-195p, 20-202, 20-206c, 20-227, 20-238, 20-247,  
510 20-263, 20-271, 20-307, 20-341f, 20-363, 20-373, 20-404, 20-414, 21a-55,  
511 21a-190i, 22-7, 22-64, 22-228, 22-248, 22-254, 22-320d, 22-326a, 22-344b,  
512 22-386, 22a-6b, 22a-7, 22a-16, 22a-30, 22a-34, 22a-53, 22a-60, 22a-62, 22a-  
513 63, 22a-66h, 22a-106a, 22a-119, 22a-180, 22a-182a, 22a-184, 22a-220a,  
514 22a-220d, 22a-225, 22a-226, 22a-226c, 22a-227, 22a-250, 22a-255l, 22a-  
515 276, [22a-285a, 22a-285g, 22a-285j,] 22a-310, 22a-342a, 22a-344, 22a-  
516 361a, 22a-374, 22a-376, 22a-408, 22a-430, 22a-432, 22a-438, 22a-449f, 22a-  
517 449g, 22a-459, 23-5e, 23-65m, 25-32e, 25-36, 28-5, 29-143j, 29-158, 29-

161z, 29-317, 29-323, 29-329, 29-334, 29-340, 29-369, 30-8, 31-109, 31-249b, 31-266, 31-266a, 31-270, 31-273, 31-284, 31-285, 31-339, 31-355a, 31-379, 35-3c, 35-42, 36a-186, 36a-187, 36a-471a, 36a-494, 36a-587, 36a-647, 36a-684, 36a-718, 36a-807, 36b-26, 36b-27, 36b-30, 36b-50, 36b-71, 36b-72, 36b-74, 36b-76, 38a-41, 38a-52, 38a-134, 38a-139, 38a-140, 38a-147, 38a-150, 38a-185, 38a-209, 38a-225, 38a-226b, 38a-241, 38a-337, 38a-470, 38a-620, 38a-657, 38a-687, 38a-774, 38a-776, 38a-817, 38a-843, 38a-868, 38a-906, 38a-994, 42-103c, 42-110d, 42-110k, 42-110p, 42-182, 46a-5, 46a-56, 46a-100, 47a-21, 49-73, 51-44a, 51-81b, 51-194, 52-146j, 53-392d and 54-211a.

(b) If the term "judicial district of Hartford-New Britain" or "judicial district of Hartford-New Britain at Hartford" is used or referred to in any public act of 1995, 1996, 1997 or 1998 or in any section of the general statutes which is amended in 1995, 1996, 1997 or 1998 it shall be deemed to mean or refer to the judicial district of Hartford on and after September 1, 1998.

(c) If the term "judicial district of Hartford-New Britain at New Britain" is used or referred to in any public act of 1995, 1996, 1997 or 1998 or in any section of the general statutes which is amended in 1995, 1996, 1997 or 1998 it shall be deemed to mean or refer to the judicial district of New Britain on and after September 1, 1998.

Sec. 15. Subsection (a) of section 51-344a of the 2014 supplement to the general statutes, as amended by section 22 of public act 09-177, section 6 of public act 10-54 and sections 3 and 4 of public act 12-60 is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(a) Whenever the term "judicial district of Hartford-New Britain" or "judicial district of Hartford-New Britain at Hartford" is used or referred to in the following sections of the general statutes, it shall be deemed to mean or refer to the judicial district of Hartford on and after September 1, 1998: Sections 1-205, 1-206, 2-48, 3-21a, 3-62d, 3-70a, 3-

549 71a, 4-61, 4-160, 4-164, 4-177b, 4-180, 4-183, 4-197, 5-202, 5-276a, 8-30g,  
 550 9-7a, 9-7b, 9-369b, 10-153e, 12-208, 12-237, 12-268l, 12-312, 12-330m, 12-  
 551 405k, 12-422, 12-448, 12-454, 12-456, 12-463, 12-489, 12-522, 12-554, 12-  
 552 565, 12-572, 12-586f, 12-597, 12-730, 13b-34, 13b-235, 13b-315, 13b-375,  
 553 14-57, 14-66, 14-67u, 14-110, 14-195, 14-311, 14-311c, 14-324, 14-331, 15-  
 554 125, 15-126, 16-41, 16a-5, 17b-60, 17b-100, 17b-238, 17b-531, 19a-85, 19a-  
 555 86, 19a-123d, 19a-425, 19a-498, 19a-517, 19a-526, 19a-633, 20-12f, 20-13e,  
 556 20-29, 20-40, 20-45, 20-59, 20-73a, 20-86f, 20-99, 20-114, 20-133, 20-154,  
 557 20-156, 20-162p, 20-192, 20-195p, 20-202, 20-206c, 20-227, 20-238, 20-247,  
 558 20-263, 20-271, 20-307, 20-341f, 20-363, 20-373, 20-404, 20-414, 21a-55,  
 559 21a-190i, 22-7, 22-64, 22-228, 22-248, 22-254, 22-320d, 22-326a, 22-344b,  
 560 22-386, 22a-6b, 22a-7, 22a-16, 22a-30, 22a-34, 22a-53, 22a-60, 22a-62, 22a-  
 561 63, 22a-66h, 22a-106a, 22a-119, 22a-167, 22a-180, 22a-182a, 22a-184, 22a-  
 562 220a, 22a-220d, 22a-225, 22a-226, 22a-226c, 22a-227, 22a-250, 22a-255l,  
 563 22a-276, [22a-285a, 22a-285g, 22a-285j,] 22a-310, 22a-342a, 22a-344, 22a-  
 564 361a, 22a-374, 22a-376, 22a-408, 22a-430, 22a-432, 22a-438, 22a-449f, 22a-  
 565 449g, 22a-459, 23-5e, 23-65m, 25-32e, 25-36, 28-5, 29-143j, 29-158, 29-  
 566 161z, 29-323, 30-8, 31-109, 31-249b, 31-266, 31-266a, 31-270, 31-273, 31-  
 567 284, 31-285, 31-339, 31-355a, 31-379, 35-3c, 35-42, 36a-186, 36a-187, 36a-  
 568 471a, 36a-494, 36a-587, 36a-647, 36a-684, 36a-718, 36a-807, 36b-26, 36b-  
 569 27, 36b-30, 36b-50, 36b-71, 36b-72, 36b-74, 36b-76, 38a-41, 38a-52, 38a-  
 570 134, 38a-139, 38a-140, 38a-147, 38a-150, 38a-185, 38a-209, 38a-225, 38a-  
 571 226b, 38a-241, 38a-337, 38a-470, 38a-620, 38a-657, 38a-687, 38a-774, 38a-  
 572 776, 38a-817, 38a-843, 38a-868, 38a-906, 38a-994, 42-103c, 42-110d, 42-  
 573 110k, 42-110p, 42-182, 46a-5, 46a-56, 46a-100, 47a-21, 49-73, 51-44a, 51-  
 574 81b, 51-194, 52-146j, 53-392d and 54-211a.

575 Sec. 16. Sections 22a-285 to 22a-285k, inclusive, of the general  
 576 statutes are repealed. (*Effective from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>from passage</i>	22a-241a

Sec. 3	<i>from passage</i>	New section
Sec. 4	<i>from passage</i>	New section
Sec. 5	<i>from passage</i>	22a-262
Sec. 6	<i>from passage</i>	22a-264
Sec. 7	<i>January 1, 2015</i>	22a-265
Sec. 8	<i>from passage</i>	22a-265a
Sec. 9	<i>from passage</i>	4a-57
Sec. 10	<i>from passage</i>	16a-14e
Sec. 11	<i>from passage</i>	1-2b
Sec. 12	<i>from passage</i>	16-50j
Sec. 13	<i>from passage</i>	22a-208b
Sec. 14	<i>from passage</i>	51-344a
Sec. 15	<i>January 1, 2015</i>	51-344a(a)
Sec. 16	<i>from passage</i>	Repealer section

**Statement of Purpose:**

To implement the Governor's budget recommendations.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*